

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

I.B.E.W. LOCAL 241 PENSION FUND, by Michael Talarski and Bruce  
Condie as Trustees; I.B.E.W. LOCAL 241 WELFARE BENEFITS FUND, by  
Michael Talarski, and Bruce Condie as Trustees, *et al.*

Plaintiffs,

-against-

ALLIED ELECTRIC CO. and  
BRUCE A. PENNY, Individually,

Defendants.

**STIPULATION OF  
VOLUNTARY  
DISMISSAL**

**Civil Action No.:  
5:13-cv-00243  
(GTS/DEP)**

Pursuant to Rule 41(a)(1)(A) of the Federal Rules of Civil Procedure, the undersigned counsel, on behalf of Plaintiffs, dismisses the above captioned action without prejudice and with the representation that Plaintiffs have not previously dismissed any federal- or state-court action based on or including the same claims stated in the complaint in this case.

DATED: July 1, 2013

**BLITMAN & KING LLP**

By:



Daniel Kornfeld, of Counsel

Bar Roll No.: 512729

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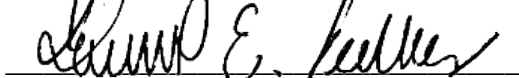
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[clr/dek/241/allied/stipdis](#)

IT IS SO ORDERED:



David E. Peebles

U.S. Magistrate Judge

Dated: July 2, 2013

Syracuse, NY